

Attorney Paul S. Rothstein, P.A.
ATTORNEY AT LAW

626 N.E. First Street
Gainesville, Florida 32601

Gainesville: (352) 376-7650
Fax: (352) 374-7133

151 S.E. Eighth Street
Ocala, Florida 34471

Ocala: (352) 351-8582
Lake City: (904) 752-5755

March 22, 2023

In re Payment Card Interchange Fee and Merchant Discount Antitrust Litigation
Case No. 1:05-md-01720-MKB-VMS

Re: PROPOSED INTERVENORS, JACK RABBIT, LLC, AND 280 STATION LLC
(D/B/A/ COWBOYS), POST SECOND CIRCUIT AFFIRMATION MOTION FOR
LEAVE TO INTERVENE FOR PURPOSES OF BECOMING SUBCLASS COUNSEL
AND MEMORANDUM IN SUPPORT

Counsel,

Pursuant to Chief Judge Brodie's Individual Practices and Rules¹, subpart 3, governing motions, I am providing you with copies of:

- 1) Proposed Intervenor, Jack Rabbit, LLC, and 280 Station LLC (D/B/A/ Cowboys), Post Second Circuit Affirmation Motion for Leave to Intervene for Purposes of Becoming Subclass Counsel or otherwise granting intervention and Memorandum in Support;
- 2) Proposed Intervenor Complaint in Intervention;
- 3) Jack W. Kidd's Declaration Pursuant to 28 U.S.C. § 1746; and,
- 4) a Notice of Motion.

Also pursuant to the Court's above referenced instruction, only this letter will be filed on March 22, 2023 and the motion papers will be filed after fully briefed or a stipulation has been reached.

Sincerely,

/s/ Paul S. Rothstein
Paul S. Rothstein

PSR:kcg
Enclosures as stated.

Served Via Email Only To: Service list begins on page 2.

¹ <https://www.nyed.uscourts.gov/pub/rules/MKB-MLR.pdf>

Service List begins on Page 28

<p>Co-Lead Counsel for Class Plaintiffs</p> <p>K. Craig Wildfang Thomas J. Undlin Ryan W. Marth Robins Kaplan LLP 800 LaSalle Avenue, Suite 2800 Minneapolis, MN 55402 Telephone: 612-349-8500 Facsimile: 612-339-4181 E-Mail: kcwildfang@robinskaplan.com E-Mail: tundlin@robinskaplan.com E-Mail: rmarth@robinskaplan.com</p> <p>H. Laddie Montague, Jr. Merrill G. Davidoff Michael J. Kane Berger Montague PC 1818 Market Street, Suite 3600 Philadelphia, PA 19103 Telephone: 215-875-3000 Facsimile: 215-875-4604 E-Mail: hlmontague@bm.net E-Mail: mdavidoff@bm.net E-Mail: mkane@bm.net</p> <p>Patrick J. Coughlin Alexandra S. Bernay Carmen A. Medici Robbins Geller Rudman & Dowd LLP 655 West Broadway, Suite 1900 San Diego, CA 92101 Telephone: 619-231-1058 Facsimile: 619-231-7423 E-Mail: patc@rgrdlaw.com E-Mail: xanb@rgrdlaw.com E-Mail: cmedici@rgrdlaw.com</p>	<p>Attorneys for Defendants Visa Inc., Visa U.S.A. Inc., and Visa International Service Association</p> <p>Robert J. Vizas Arnold & Porter Kaye Scholer LLP Three Embarcadero Center, 10th Floor San Francisco, CA 94111-4024 Telephone: 415-471-3100 Facsimile: 415-471-3400 E-Mail: robert.vizas@arnoldporter.com</p> <p>Mark R. Merley Matthew A. Eisenstein Arnold & Porter Kaye Scholer LLP 601 Massachusetts Avenue, NW Washington, DC 20001-3743 Telephone: 202-942-5000 Facsimile: 202-942-5999 E-Mail: mark.merley@arnoldporter.com E-Mail: matthew.eisenstein@arnoldporter.com</p> <p>Robert C. Mason Arnold & Porter Kaye Scholer LLP 250 West 55th Street New York, NY 10019-9710 Telephone: 212-836-8000 Facsimile: 212-836-8689 E-Mail: robert.mason@arnoldporter.com</p> <p>Michael S. Shuster Demian A. Ordway Blair E. Kaminsky Holwell Shuster & Goldberg LLP 425 Lexington Avenue New York, NY 10017 Telephone: 646-837-5151 Facsimile: 646-837-5153 E-Mail: mshuster@hsgllp.com E-Mail: dordway@hsgllp.com E-Mail: bkaminsky@hsgllp.com</p>
--	---

<p>Attorneys for Defendants Mastercard Incorporated and Mastercard International Incorporated</p> <p>Kenneth A. Gallo Zachary A. Dietert Paul, Weiss, Rifkind, Wharton & Garrison LLP 2001 K Street, NW Washington, DC 20006-1047 Telephone: 202-223-7300 Facsimile: 202-223-7420 E-Mail: kgallo@paulweiss.com E-Mail: zdietert@paulweiss.com</p> <p>Gary R. Carney Paul, Weiss, Rifkind, Wharton & Garrison, LLP 1285 Avenue of the Americas New York, NY 10019-6064 Telephone: 212-373-3000 Facsimile: 212-757-3990 E-Mail: gcarney@paulweiss.com</p>	<p>Attorneys for Defendants Bank of America, N.A., BA Merchant Services LLC (f/k/a National Processing, Inc.), and Bank of America Corporation</p> <p>Mark P. Ladner Michael B. Miller Morrison & Foerster LLP 250 West 55th Street New York, NY 10019-9601 Telephone: 212-468-8000 Facsimile: 212-468-7900 E-Mail: mladner@mofo.com E-Mail: mbmiller@mofo.com</p>
<p>Attorneys for Defendants Barclays Bank plc, Barclays Delaware Holdings, LLC, (f/k/a Juniper Financial Corporation), Barclays Bank Delaware (f/k/a Juniper Bank), and Barclays Financial Corp.</p> <p>Wayne D. Collins James P. Tallon Shearman & Sterling 599 Lexington Avenue New York, NY 10022-6069 Telephone: 212-848-4000 Facsimile: 212-848-7179 E-Mail: wcollins@shearman.com E-Mail: jtallon@shearman.com</p>	<p>Attorneys for Defendants Capital One Bank (USA), N.A., Capital One F.S.B., and Capital One Financial Corporation</p> <p>Andrew J. Frackman Abby F. Rudzin O'Melveny & Myers LLP Times Square Tower 7 Times Square New York, NY 10036 Telephone: 212-326-2000 Facsimile: 212-326-2061 E-Mail: afrackman@omm.com E-Mail: arudzin@omm.com</p>

<p>Attorneys for Defendants JPMorgan Chase & Co. (and as successor to Bank One Corporation), JPMorgan Chase Bank, N.A., Chase Bank USA, N.A. (and as successor to Chase Manhattan Bank USA, N.A. and Bank One Delaware, N.A.), and Paymentech, LLC (and as successor to Chase Paymentech Solutions, LLC)</p> <p>Peter E. Greene Boris Bershteyn Kamali P. Willett Skadden, Arps, Slate, Meagher & Flom LLP 4 Times Square New York, NY 10036 Telephone: 212-735-3000 Facsimile: 212-735-2000 E-Mail: peter.greene@skadden.com E-Mail: boris.bershteyn@skadden.com E-Mail: kamali.willett@skadden.com</p>	<p>Attorneys for Defendants Citibank, N.A., Citigroup Inc., and Citicorp.</p> <p>David F. Graham Sidley Austin LLP One South Dearborn Street Chicago, IL 60603 Telephone: 312-853-7000 Facsimile: 312-853-7036 E-Mail: dgraham@sidley.com</p> <p>Benjamin R. Nagin Sidley Austin LLP 787 Seventh Ave New York, NY 10019 Telephone: 212-839-5300 Facsimile: 212-839-5599 E-Mail: bnagin@sidley.com</p>
<p>Attorneys for Defendant Fifth Third Bancorp</p> <p>Richard L. Creighton, Jr. Drew M. Hicks Keating Muething & Klekamp PLL One East Fourth Street, Suite 1400 Cincinnati, OH 45202 Telephone: 513-579-6400 Facsimile: 513-579-6457 E-Mail: rcreeighton@kmklaw.com E-Mail: dhicks@kmklaw.com</p>	<p>Attorneys for Defendant First National Bank of Omaha</p> <p>John P. Passarelli James M. Sulentic Kutak Rock LLP 1650 Farnam Street The Omaha Building Omaha, NE 68102 Telephone: 402-346-6000 Facsimile: 420-346-1148 E-Mail: John.Passarelli@KutakRock.com E-Mail: James.Sulentic@KutakRock.com</p>

<p>Attorneys for HSBC Finance Corporation, HSBC Bank USA, N.A., HSBC North America Holdings Inc., HSBC Holdings plc, and HSBC Bank plc</p> <p>David S. Lesser Wilmer Cutler Pickering Hale and Dorr LLP 7 World Trade Center 250 Greenwich Street New York, NY 10007 Telephone: 212-230-8800 Facsimile: 212-230-8888 E-Mail: david.lesser@wilmerhale.com</p>	<p>Attorneys for Defendants The PNC Financial Services Group, Inc. (and as acquirer of National City Corporation), National City Corporation, and National City Bank of Kentucky</p> <p>Frederick N. Egler Reed Smith LLP Redd Smith Center 225 Fifth Avenue Pittsburgh, PA 15222 Telephone: 412-288-3396 Facsimile: 412-288-3063 Email: fegler@reedsmith.com</p>
<p>Attorneys for Defendants SunTrust Banks, Inc. and SunTrust Bank</p> <p>Teresa T. Bonder Valarie C. Williams Kara F. Kennedy Alston & Bird LLP 1201 West Peachtree Street NW Atlanta GA 30309 Telephone: 404-881-7000 Facsimile: 404-881-7777 E-Mail: Teresa.Bonder@alston.com E-Mail: Valarie.Williams@alston.com E-Mail: Kara.Kennedy@alston.com</p>	<p>Attorneys for Defendant Texas Independent Bancshares, Inc. Jonathan B. Orleans Adam S. Mocchiolo Pullman & Comley, LLC 850 Main Street PO Box 7006 Bridgeport, CT 06601-7006 Telephone: 203-330-2000 Facsimile: 203-576-8888 E-Mail: jborleans@pullcom.com E-Mail: amocchiolo@pullcom.com</p>
<p>Attorneys for Defendants Wells Fargo & Company (and as successor to Wachovia Corporation)</p> <p>Robert P. LoBue William F. Cavanaugh Patterson Belknap Webb & Tyler LLP 1133 Avenue of the Americas New York, NY 10036 Telephone: 212-336-2000 Facsimile: 212-336-2222 E-Mail: rplobue@pbwt.com E-Mail: wfcavanaugh@pbwt.com</p>	<p><u>/s/ Paul S. Rothstein</u> Paul S. Rothstein</p>